IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 6TH JULY 2007 / 15TH ASHADHA 1929

WP(C).No. 29298 of 2006(K)

OS.493/2006 of II ADDL.SUB COURT,ERNAKULAM

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PETITIONER:

BINU CHERIAN, S/O.P.M.CHERIAN,
AGED 31 YEARS, PARAYANKUDIYIL HOUSE,
PAMPAKUDA P.O., MEMURI, MUVATTUPUZHA.

BY ADV. SRI.M.P.ABRAHAM (SR.)
SRI.ABEESH JOSE
SRI.C.V.JOHNY

RESPONDENT:

HOUSING DEVELOPMENT FINANCE CORPORATION LTD.,
H.D.F.C.HOUSE,
P.B.NO.1667, RAVIPURAM JUNCTION,
M.G.ROAD, ERNAKULAM, REP. BY ITS MANAGER.

BY ADV. SRI.K.K.M.SHERIF
SRI.A.A.ZIYAD RAHMAN
SRI.RAKESH DAWNY KOKKATTU
SRI.P.M.KUNJIMOIDEENKUTTY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 06/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE,J.

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W.P.(C) No.29298 of 2006

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Dated: 6th July, 2007

JUDGMENT

Ext.P3 order which is impugned in this Writ Petition filed under Article 227 of the Constitution by the defendant directs the arrest and detention of the petitioner. This court while admitting the Writ Petition noticed that the petitioner is undergoing detention in civil prison pursuant to Ext.P3 and became inclined to stay the order and to direct release of the petitioner forthwith upon the petitioner executing a personal bond before the trial court. Learned counsel for the respondent submits that the interim order of this court dated 9.11.2006 has been faithfully complied with. This being the position, I am of the view that the petitioner has actually been granted the reliefs which he could have aspired for in this Writ Petition. I close the Writ Petition on that reason. However, the court below is directed to expedite the trial and disposal of the suit.

srd **PIUS C.KURIAKOSE, JUDGE**